

S/N unknown

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BLAIS et al. Serial No.: unknown
Filed: concurrent herewith Docket No.: 9555.126USWO
Title: METHODS FOR SELECTING AND PRODUCING SELECTIVE
PHARMACEUTICAL COMPOUNDS AND COMPOSITIONS USING AN
ESTABLISHED GENETICALLY ALTERED CELL-BASED LIBRARY
RESPONSIVE TO TRANSCRIPTION FACTORS: GENETIC CONSTRUCTS
AND LIBRARY THEREFOR

CERTIFICATE UNDER 37 CFR 1.10

'Express Mail' mailing label number: EV036335981US

Date of Deposit: 11 January 2002

I hereby certify that this correspondence is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 on the date indicated above and is addressed to Box PCT, Assistant Commissioner for Patents, Washington, D.C. 20231.

By: 

Name: Chris Stordahl

PRELIMINARY AMENDMENT

Box PCT
Assistant Commissioner for Patents
Washington, D. C. 20231

Dear Sir:

In connection with the above-identified application filed herewith, please enter the following preliminary amendment.

IN THE SPECIFICATION

A courtesy copy of the present specification is enclosed herewith. However, the World Intellectual Property Office (WIPO) copy should be relied upon if it is already in the U.S. Patent Office.

IN THE CLAIMS

Please amend claims 4-6 and 12-14 as follows:

4. (Amended) The method of claim 1, wherein the transcription factor-responsive element is present in more than one copy placed in tandem.
5. (Amended) The method of claim 1, wherein the construct is a retroviral construct modified to be incapable of transmitting a retroviral disease and to be incapable of acting as a promoter for the reporter gene.
6. (Amended) The method of claim 1, wherein detecting the change in the expression of the reporter gene is made through the detection of the formation of an amplified product by a polymerase chain reaction primed with amplification primers complementary to an expressed sequence comprising the reporter gene, or is made through the detection of the gene product of the reporter gene.
12. (Amended) The repertory of claim 10, wherein the reporter gene is a gene encoding green fluorescent protein.
13. (Amended) The repertory of claim 10, wherein the construct is a retroviral construct.
14. (Amended) A library of recombinant cells transformed with the constructs of the repertory of claim 10.

REMARKS

The above preliminary amendment is made to remove multiple dependencies from claims 4-6 and 12-14.

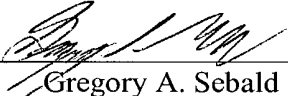
Applicants respectfully request that the preliminary amendment described herein be entered into the record prior to calculation of the filing fee and prior to examination and consideration of the above-identified application.

If a telephone conference would be helpful in resolving any issues concerning this communication, please contact Applicants' primary attorney-of record, Gregory A. Sebald (Reg. No. 33,280), at (612) 336.4728.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Dated: 11 January 2002

By 

Gregory A. Sebald
Reg. No. 33,280

GAS:hjh

9555.126USWO

MARKED-UP COPY

4. The method of claim 1, [2, or 3,] wherein the transcription factor-responsive element is present in more than one copy placed in tandem.
5. The method of [any one of claims 1 to 4,] claim 1, wherein the construct is a retroviral construct modified to be incapable of transmitting a retroviral disease and to be incapable of acting as a promoter for the reported gene.
6. The method of [any one of claims 1 to 5,] claim 1, wherein detecting the change in the expression of the reporter gene is made through the detection of the formation of an amplified product by a polymerase chain reaction primed with amplification primers complementary to an expressed sequence comprising the reporter gene, or is made through the detection of the gene product of the reporter gene.
12. The repertory of claim 10 [or 11], wherein the reporter gene is a gene encoding green fluorescent protein.
13. The repertory of [any one of claims 10 to 12,] claim 10, wherein the construct is a retroviral construct
14. A library of recombinant cells transformed with the constructs of the repertory of [any one of claims 10 to 13] claim 10.